

## PATENT COOPERATION TREATY

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From the INTERNATIONAL BUREAU

NOTIFICATION OF ELECTION  
(PCT Rule 61.2)

Date of mailing (day/month/year) 12 December 1997 (12.12.97)	
International application No. PCT/US97/04876	Applicant's or agent's file reference P50464-1
International filing date (day/month/year) 26 March 1997 (26.03.97)	Priority date (day/month/year) 26 March 1996 (26.03.96)
Applicant JACKSON, Jeffrey, A. et al	

To:

United States Patent and Trademark  
Office  
(Box PCT)  
Crystal Plaza 2  
Washington, DC 20231  
ETATS-UNIS D'AMERIQUE

in its capacity as elected Office

1. The designated Office is hereby notified of its election made:

in the demand filed with the International Preliminary Examining Authority on:

21 October 1997 (21.10.97)

in a notice effecting later election filed with the International Bureau on:

2. The election  was

was not

made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland	Authorized officer Aino Metcalfe
Facsimile No.: (41-22) 740.14.35	Telephone No.: (41-22) 338.83.38

## PATENT COOPERATION TREATY

From the INTERNATIONAL BUREAU

**PCT****NOTIFICATION CONCERNING  
AMENDMENTS OF THE CLAIMS**(PCT Rule 62 and  
Administrative Instructions, Section 417)

Date of mailing: <b>12 December 1997 (12.12.97)</b>	To:  United States Patent and Trademark Office (Box PCT) Crystal Plaza 2 Washington, DC 20231 ETATS-UNIS D'AMERIQUE  in its capacity as International Preliminary Examining Authority
International application No.: <b>PCT/US97/04876</b>	International filing date: <b>26 March 1997 (26.03.97)</b>
Applicant: <b>SMITHKLINE BEECHAM CORPORATION et al</b>	

The International Bureau hereby informs the International Preliminary Examining Authority that no amendments under Article 19 have been received by the International Bureau (Administrative Instructions, Section 417)

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland  Facsimile No.: (41-22) 740.14.35	Authorised officer:  Aino Metcalfe Telephone No.: (41-22) 338.83.38
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## PATENT COOPERATION TREATY

REC'D 06 MAR 1998

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## INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference P50464-1	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/US97/04876	International filing date (day/month/year) 26 MARCH 1997	Priority date (day/month/year) 26 MARCH 1996
International Patent Classification (IPC) or national classification and IPC IPC(6): A61K 31/16 and US Cl.: 514/608		
Applicant SMITHKLINE BEECHAM CORPORATION		

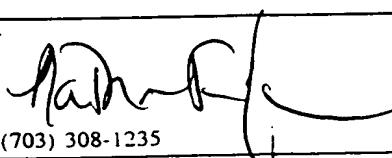
1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.
2. This REPORT consists of a total of 3 sheets.

This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority. (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of 0 sheets.

3. This report contains indications relating to the following items:

- I  Basis of the report
- II  Priority
- III  Non-establishment of report with regard to novelty, inventive step or industrial applicability
- IV  Lack of unity of invention
- V  Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI  Certain documents cited
- VII  Certain defects in the international application
- VIII  Certain observations on the international application

Date of submission of the demand 21 OCTOBER 1997	Date of completion of this report 06 FEBRUARY 1998
Name and mailing address of the IPEA/US Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231	Authorized officer T. J. Criares  Telephone No. (703) 308-1235
Facsimile No. (703) 305-3230	

## INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US97/04876

**I. Basis of the report**

1. This report has been drawn on the basis of (Substitute sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to the report since they do not contain amendments):

 the international application as originally filed. the description, pages 1-16, as originally filed.pages NONE, filed with the demand.pages NONE, filed with the letter of \_\_\_\_\_pages       , filed with the letter of \_\_\_\_\_ the claims, Nos. 1-6, as originally filed.Nos. NONE, as amended under Article 19.Nos. NONE, filed with the demand.Nos. NONE, filed with the letter of \_\_\_\_\_Nos.       , filed with the letter of \_\_\_\_\_ the drawings, sheets/fig 1-2, as originally filed.sheets/fig NONE, filed with the demand.sheets/fig NONE, filed with the letter of \_\_\_\_\_sheets/fig       , filed with the letter of \_\_\_\_\_

2. The amendments have resulted in the cancellation of:

 the description, pages NONE the claims, Nos. NONE the drawings, sheets/fig NONE

3.  This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the **Supplemental Box**. Additional observations below (Rule 70.2(c)).

4. Additional observations, if necessary:

NONE

## INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US97/04876

**V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement****I. STATEMENT**

Novelty (N)	Claims <u>1-6</u>	YES
	Claims <u>NONE</u>	NO
Inventive Step (IS)	Claims <u>1-6</u>	YES
	Claims <u>NONE</u>	NO
Industrial Applicability (IA)	Claims <u>1-6</u>	YES
	Claims <u>NONE</u>	NO

**2. CITATIONS AND EXPLANATIONS**

Claims 1-6 meet the criteria set out in PCT Article 33(2)-(3), because the prior art does not teach or fairly suggest the use of applicant's claimed active agents to treat angiogenesis, diabetes retinopathy, tumor growth and metastasis and atherosclerosis.

Claims 1-6 meet the criteria set out in PCT Article 33(4) since they have industrial applicability in the pharmaceutical industry.

----- NEW CITATIONS -----

NONE